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TRANSMITTAL LETTER
(General - Patent Pending)

Docket No.
2004-2148.ORI

In Re Application Of: **Daniel P. Hurt**

Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
10/786767	02/25/2004	Christopher J. Novosad	022476	3671	

Title:

ERGONOMIC HAND TOOL

COMMISSIONER FOR PATENTS:

Transmitted herewith is:

a Response to a Restriction Requirement

in the above identified application.

- ☒ No additional fee is required.
- ☐ A check in the amount of _____ is attached.
- ☒ The Director is hereby authorized to charge and credit Deposit Account No. **50-0789** as described below.
- ☐ Charge the amount of _____
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- ☒ Charge any additional fee required.
- ☐ Payment by credit card. Form PTO-2038 is attached.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.



Signature

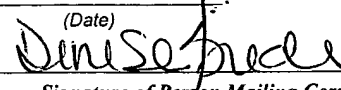
Dated: **March 2, 2005**

Mark J. Burns, Reg. No. 46,591
Haugen Law Firm PLLP
1130 TCF Tower
121 South Eighth Street
Minneapolis, MN 55402

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on

03/02/2005

(Date)

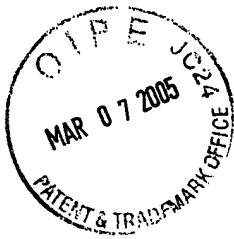


Signature of Person Mailing Correspondence

Denise L. Siede

Typed or Printed Name of Person Mailing Correspondence

CC:



PATENT APPLICATION

Docket No. 2004-2148.ORI

UNITED STATES PATENT AND TRADEMARK OFFICE

Re App : Daniel P. Hurt Date: March 2, 2005
S.N. : 10/786,767 Group Art: 3671
Filed : February 25, 2004 Examiner: Christopher J. Novosad
For : ERGONOMIC HAND TOOL

RESPONSE TO RESTRICTION REQUIREMENT

VIA FACSIMILE: 703.872.9326

Mail Stop Non-Fee Amendments
Commissioner for Patents and Trademarks
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This paper is submitted in response to the Restriction Requirement dated February 18, 2005 in the above-identified application. Please enter the following election and remarks.

Applicant herewith elects, with traverse, Group I, Figures 1-3, which are related to Claims 1-4 and 6-8. Applicant respectfully traverses the Restriction Requirement and, in particular, the restriction of Group I

from Group II. Group I and Group II are, in common, drawn to limitations pertaining to a hand tool having a frame, a working element, a handle means, and a brace means. Claim 5 and Figure 4 merely represent a species of the genus recited in Claim 1, wherein the working element is removably securable to the frame. Applicant respectfully submits that the Examiner will necessarily search for and evaluate the subject matter of Claim 5 in conducting the examination of Claims 1-4 and 6-8. Accordingly, Claim 5 should be combined with Claim 1-4 and 6-8 for examination purposes.

Respectfully submitted,

HAUGEN LAW FIRM PLLP



Mark J. Burns
Reg. No. 46,591
Haugen Law Firm PLLP
1130 TCF Tower
121 South Eighth Street
Minneapolis, MN 55402
(612) 339-8300